

## Regulatory Language

### *Option 1 – Would keep all four areas open to bottom trawling*

Section 124, Title 14, CCR, is added to read:

#### **§124. Halibut Trawling.**

(a) Areas. Section 8495 of the Fish and Game Code designates the California Halibut Trawl Grounds as certain state waters along the mainland shore between Point Arguello and Point Mugu and specifies that this area is open to trawling when the season is open. Subdivision 8495(c) specifies four sub-areas within the California Halibut Trawl Grounds that will close to trawling commencing April 1, 2008, unless the commission makes findings as defined in that subdivision. Because the commission has made the requisite findings, the commission authorizes those four sub-areas to remain open to trawling commencing June 16, 2008, and thereafter when the season is open. Therefore, the only sub-areas permanently closed to trawling within the California Halibut Trawl Grounds are those specified in subdivision 8495(b) of the Fish and Game Code.

#### **NOTE:**

Authority cited: Sections 8841 and 8495, Fish and Game Code.

Reference: Sections 8392, 8494, 8495, 8496, 8497, 8830, 8831, 8832, 8833, 8834, 8834.1, 8834.5, 8835, 8836, 8837, 8840, 8841, and 8843, Fish and Game Code.

### *Option 2 – Would keep any combination of areas A,B, C or D open to bottom trawling*

Section 124, Title 14, CCR, is added to read:

#### **§124. Halibut Trawling.**

(a) Areas. Section 8495 of the Fish and Game Code designates the California Halibut Trawl Grounds as certain state waters along the mainland shore between Point Arguello and Point Mugu and specifies that this area is open to trawling when the season is open. Subdivision 8495(c) specifies four sub-areas within the California Halibut Trawl Grounds that will close to trawling commencing April 1, 2008, unless the commission makes findings as defined in that subdivision.

(1) Open Areas. Because the commission has made the requisite findings for [one, two, three, all four] of the aforementioned four sub-areas within the California Halibut Trawl Grounds, the commission authorizes the following waters to remain open to trawling commencing June 16, 2008, and thereafter when the season is open, notwithstanding subdivision 8495(c) of the Fish and Game Code:

[(A) Rocky Point (near Point Arguello) to Point Conception: From a line extending from Rocky Point true south (180°) and out three miles, the ocean waters extending south and east lying between one and three nautical miles from the mainland shore to a line extending true west (270°) from a point on land approximately one-half mile north of Point Conception at latitude 34° 27.5'.]

[(B) Point Conception to Gaviota: The ocean waters between one and three nautical miles from the mainland shore lying east of a line extending true south (180°) from a point on land approximately 1/2 mile east of Point Conception at longitude 120° 27.5', and west of a line extending due south from Gaviota.]

[(C) Santa Barbara Point to Pitas Point: The ocean waters lying between one and two nautical miles from the mainland shore lying east of a line extending true south (180°) from Santa Barbara Point and west of a line extending true south (180°) from Pitas Point.]

[(D) Hueneme Canyon to Laguna Point: From the eastern border of the IMO Vessel Traffic safety zone on NOAA/NOS Chart 18725 in Hueneme Canyon, the ocean waters extending south and east lying between one and three nautical miles from the mainland shore to a line extending true south (180°) from Laguna Point.]

(2) Closed Areas. The waters permanently closed to trawling within the California Halibut Trawl Grounds are those specified in subdivision 8495(b) of the Fish and Game Code, and the following [one, two, three or four] sub-areas identified in subdivision 8495(c) of the Fish and Game Code:

[(A) Rocky Point (near Point Arguello) to Point Conception: From a line extending from Rocky Point true south (180°) and out three miles, the ocean waters extending south and east lying between one and three nautical miles from the mainland shore to a line extending true west (270°) from a point on land approximately one-half mile north of Point Conception at latitude 34° 27.5'.]

[(B) Point Conception to Gaviota: The ocean waters between one and three nautical miles from the mainland shore lying east of a line extending true south (180°) from a point on land approximately 1/2 mile east of Point Conception at longitude 120° 27.5', and west of a line extending due south from Gaviota.]

[(C) Santa Barbara Point to Pitas Point: The ocean waters lying between one and two nautical miles from the mainland shore lying east of a line extending true south (180°) from Santa Barbara Point and west of a line extending true south (180°) from Pitas Point.]

[(D) Hueneme Canyon to Laguna Point: From the eastern border of the IMO Vessel Traffic safety zone on NOAA/NOS Chart 18725 in Hueneme Canyon, the ocean waters extending south and east lying between one and three nautical miles from the mainland shore to a line extending true south (180°) from Laguna Point.]

NOTE:

Authority cited: Sections 8841 and 8495, Fish and Game Code.

Reference: Sections 8392, 8494, 8495, 8496, 8497, 8830, 8831, 8832, 8833, 8834, 8834.1, 8834.5, 8835, 8836, 8837, 8840, 8841, and 8843, Fish and Game Code.